

At IAS Part 2 of the Supreme Court of the State of New York, County of New York, held at the Courthouse located at 60 Centre Street, New York, New York, on the 14 day of Jan, 2017

PRESENT: HON. KATHRYN FREED
JUSTICE OF SUPREME COURT
HON. _____

MATTHEW HERRICK,

Plaintiff,

- against -

GRINDR, LLC

Defendant.

INDEX NO. 150903/17

EX PARTE ORDER TO SHOW CAUSE AND RESTRAINING ORDER

Upon the annexed affirmation of CARRIE GOLDBERG, ESQ., dated January 26, 2017, the affidavit of Matthew Herrick, sworn to on January 26, 2017, the memorandum of law, and any other exhibits attached hereto,

LET GRINDR, LLC

SHOW CAUSE before the Justice presiding at Part 2 of this court, room 280, to be held in the New York County Supreme Court, located at 80 Center Street, New York, New York, on the 14 day of March, 2017 at 2:30 ~~PM~~ PM of that day, or as soon thereafter as counsel can be heard, as to why an Order should not be made and entered herein:

- (1) Compelling Grindr to block all profiles already in existence with a connection to Plaintiff, either by name, face, or location;

(2) Prohibiting Grindr from allowing any new impersonating profiles to be created under Plaintiff's name or with any identifying information relating to Plaintiff, Plaintiff's photograph, address or place of work; and

(3) Whatever other and further relief this court deems just and appropriate.

sufficient cause being alleged and it is therefore .
ORDERED, that service of a copy of this Order and copies of the papers upon which it is *and the summons comply upon defendants*
granted upon Respondent by first class mail and electronic mail on or before *January 31,*
granted upon defendants
2017, shall be deemed good and sufficient service; and it is further *or their counsel set,*

ORDERED, that pursuant to New York Civil Practice Law and Rules (C.P.L.R. § 6301),

Grindr shall immediately disable all impersonating profiles created under Plaintiff's name or with identifying information relating to Plaintiff, Plaintiff's photograph, address, phone number, email account or place of work, including but not limited to all impersonating accounts under the control of [REDACTED] J [REDACTED] C [REDACTED] and/or associated with the following emails and phone numbers and addresses [REDACTED]@gmail.com, (917) [REDACTED] (347) [REDACTED] and/or (347) [REDACTED] until a hearing can be had.

ORDERED that all papers responding to Plaintiff's application for as set forth herein, if any, are to be served by first class mail and electronic mail, on or before February 20, 2017.

ENTER:

J.S.C.

JUSTICE OF SUPERIOR COURT

Said papers to be served on the Court as well as a filed